

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

MARK FULLENKAMP, derivatively on  
behalf of ALLEGIANT TRAVEL CO.,

Plaintiff(s),

vs.

MAURICE J. GALLAGHER, JR., et al.

Defendant(s).

Case # 2:18-cv-01864

**VERIFIED PETITION FOR  
PERMISSION TO PRACTICE  
IN THIS CASE ONLY BY  
ATTORNEY NOT ADMITTED  
TO THE BAR OF THIS COURT  
AND DESIGNATION OF  
LOCAL COUNSEL**

FILING FEE IS \$250.00

David J. Stone, Petitioner, respectfully represents to the Court:  
(name of petitioner)

1. That Petitioner is an attorney at law and a member of the law firm of

Bragar Eigel & Squire, P.C.

(firm name)

with offices at 885 Third Avenue, Ste. 3040,  
(street address)

New York

(city)

New York

(state)

10022

(zip code)

(212) 308-1704 <sup>5858</sup>

(area code + telephone number)

stone@bespc.com

(Email address)

2. That Petitioner has been retained personally or as a member of the law firm by

Plaintiff Mark Fullenkamp

[client(s)]

to provide legal representation in connection with

the above-entitled case now pending before this Court.

3. That since March 6, 1995, Petitioner has been and presently is a  
(date)  
member in good standing of the bar of the highest Court of the State of New York  
(state)  
where Petitioner regularly practices law. Petitioner shall attach a certificate from the state bar or  
from the clerk of the supreme court or highest admitting court of each state, territory, or insular  
possession of the United States in which the applicant has been admitted to practice law certifying  
the applicant's membership therein is in good standing.

4. That Petitioner was admitted to practice before the following United States District Courts, United States Circuit Courts of Appeal, the Supreme Court of the United States and Courts of other States on the dates indicated for each, and that Petitioner is presently a member in good standing of the bars of said Courts.

[illegible]

5. That there are or have been no disciplinary proceedings instituted against petitioner, nor any suspension of any license, certificate or privilege to appear before any judicial, regulatory or administrative body, or any resignation or termination in order to avoid disciplinary or disbarment proceedings, except as described in detail below:

None.

6. That Petitioner has never been denied admission to the State Bar of Nevada. (Give particulars if ever denied admission):

None.

7. That Petitioner is a member of good standing in the following Bar Associations.

None.

8. Petitioner has filed application(s) to appear as counsel under Local Rule IA 11-2 (formerly LR IA 10-2) during the past three (3) years in the following matters: (State "none" if no applications.)

Date of Application	Cause	Title of Court Administrative Body or Arbitrator	Was Application Granted or Denied
None.			

(If necessary, please attach a statement of additional applications)

9. Petitioner consents to the jurisdiction of the courts and disciplinary boards of the State of Nevada with respect to the law of this state governing the conduct of attorneys to the same extent as a member of the State Bar of Nevada.

10. Petitioner agrees to comply with the standards of professional conduct required of the members of the bar of this court.

11. Petitioner has disclosed in writing to the client that the applicant is not admitted to practice in this jurisdiction and that the client has consented to such representation.

That Petitioner respectfully prays that Petitioner be admitted to practice before this Court  
FOR THE PURPOSES OF THIS CASE ONLY.

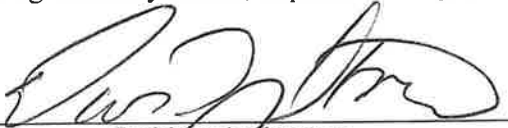


Petitioner's signature

STATE OF New York )  
COUNTY OF New York )

David J. Stone, Petitioner, being first duly sworn, deposes and says:

That the foregoing statements are true.

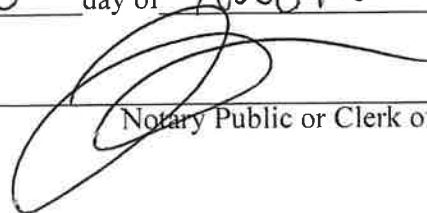


Petitioner's signature

Subscribed and sworn to before me this

6 day of November, 2018

**JOHN BRANDON WALKER**  
NOTARY PUBLIC-STATE OF NEW YORK  
No. 02WA6369031  
Qualified in New York County  
My Commission Expires 02-20-2022



**DESIGNATION OF RESIDENT ATTORNEY ADMITTED TO  
THE BAR OF THIS COURT AND CONSENT THERETO.**

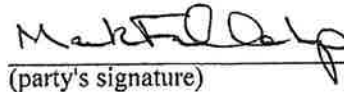
Pursuant to the requirements of the Local Rules of Practice for this Court, the Petitioner believes it to be in the best interests of the client(s) to designate Martin A. Muckleroy,  
(name of local counsel)  
Attorney at Law, member of the State of Nevada and previously admitted to practice before the above-entitled Court as associate resident counsel in this action. The address and email address of said designated Nevada counsel is:

6077 S. Fort Apache, Ste. 140  
(street address)  
Las Vegas, Nevada, 89148  
(city) (state) (zip code)  
(702) 907-0097, martin@muckleroylunt.com  
(area code + telephone number) (Email address)

1 By this designation the petitioner and undersigned party(ies) agree that this designation constitutes  
2 agreement and authorization for the designated resident admitted counsel to sign stipulations  
3 binding on all of us.

4  
5 **APPOINTMENT OF DESIGNATED RESIDENT NEVADA COUNSEL**

6  
7 The undersigned party(ies) appoint(s) Martin A. Muckleroy as  
8 his/her/their Designated Resident Nevada Counsel in this case.  
(name of local counsel)

9  
10   
(party's signature)


11 Mark Fullenkamp  
12 (type or print party name, title)

13  
14 (party's signature)

15  
16 (type or print party name, title)

17 **CONSENT OF DESIGNEE**

18 The undersigned hereby consents to serve as associate resident Nevada counsel in this case.

19  
20   
Designated Resident Nevada Counsel's signature

21 9634

martin@muckleroylunt.com

22 Bar number

Email address

23 APPROVED:

24 Dated: this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

25  
26 \_\_\_\_\_  
27 UNITED STATES DISTRICT JUDGE

**David J. Stone:**

<b>Court</b>	<b>Date Admitted</b>	<b>Registration Number</b>
State of New York	3/6/1995	2672889
State of California	12/1/2000	208961
US District Court, CA Northern	7/20/2001	208961
US District Court, CA Central	7/11/2017	208961
US District Court, NY Southern	6/18/1996	DS8981
US District Court, NY Eastern	1/2/2013	DS8981
US Court of Appeals, Second Circuit	12/7/2006	06-18550
US Court of Appeals, Third Circuit	8/5/2016	N/A

**Appellate Division of the Supreme Court  
of the State of New York  
First Judicial Department**

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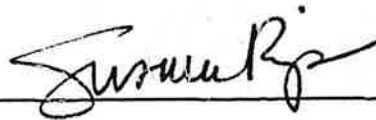
I, Susanna Rojas, Clerk of the Appellate Division of the Supreme Court of the State of New York, First Judicial Department, certify that

**DAVID JAY STONE**

was duly licensed and admitted to practice as an Attorney and Counsellor at Law in all the courts of the State of New York on March 6, 1995, has duly taken and subscribed the oath of office prescribed by law, has been enrolled in the Roll of Attorneys and Counsellors at Law on file in my office, has duly registered with the administrative office of the courts, and according to the records of this court is in good standing as an attorney and counsellor at law.

In Witness Whereof, I have hereunto set my  
hand and affixed the seal of this court on

**October 29, 2018**



**Clerk of the Court**



## THE STATE BAR OF CALIFORNIA

180 HOWARD STREET, SAN FRANCISCO, CALIFORNIA 94105-1617

TELEPHONE: 888-800-3400

### CERTIFICATE OF STANDING

October 2, 2018

#### TO WHOM IT MAY CONCERN:

This is to certify that according to the records of the State Bar, DAVID JAY STONE, #208961 was admitted to the practice of law in this state by the Supreme Court of California on December 1, 2000; that from the date of admission to December 17, 2010, he was an ACTIVE member of the State Bar of California; that on December 17, 2010, he transferred at his request to the INACTIVE status; that from that date to July 3, 2012, he was an INACTIVE member of the State Bar of California; that effective July 3, 2012, he was suspended from the practice of law in California by order of the Supreme Court for nonpayment of State Bar membership fees; that said suspension remained in effect to July 3, 2013 upon which last mentioned date he was reinstated to the INACTIVE status by the Supreme Court upon payment of all delinquent State Bar fees and penalties; that from that date to April 19, 2017, he was an INACTIVE member of the State Bar of California; that on April 19, 2017, he transferred at his request to the ACTIVE status; that he has been since that date, and is at date hereof, an ACTIVE member of the State Bar of California; and that no recommendation for discipline for professional or other misconduct has ever been made by the Board of Trustees or a Disciplinary Board to the Supreme Court of the State of California.

THE STATE BAR OF CALIFORNIA

A handwritten signature in blue ink, appearing to read "D.V.", is positioned above the printed name of the signatory.

Denise Velasco  
Custodian of Membership Records